

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants – Transport Department – Allegation of possession of assets disproportionate to the known sources of legal income against Sri G. Veerraju, Motors Vehicle Inspector(Retd) – Departmental Proceedings initiated – Explanation Submitted – Further action dropped – Orders – Issued.

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TRANSPORT, ROADS & BUILDINGS (VIG-Tr[1]) DEPARTMENT

G.O.Rt.No.633

Dated.20 .8.2014.

READ – the following:-

- 1) From the Director General, Anti Corruption Bureau, Andhra Pradesh, Hyderabad, Letter C.No.06/RCA-VGT/2006, Dated. 10.2.2006.
- 2) G.O.Ms.No.70 of TR&B(Vig.III.2) Deptt, dt. 17.4.2006.
- 3) From the Director General, Anti Corruption Bureau, Andhra Pradesh, Hyderabad, Letter C.No.06/RCA-VGT/2006, Dated 28.4.2007 and 15.10.2009.
- 4) Representation of Sri G.Veerraju, MVI, dated.07.06.2007
- 5) Charge Memo.No.1056/V3/2006, dated 3.07.2008 of the Transport Commissioner, Andhra Pradesh, Hyderabad.
- 6) Proceedings of Transport Commissioner R.No.1056/V3/ 2006, dated.14.07.2010
- 7) From the Dy. Transport Commissioner, Ranga Reddy District and Inquiry Officer Lr.No.1/DTC/2010, dated.05.07.2013
- 8) Govt.Memo.No.1998/Vig.III/2/2006-7, TR&B Deptt., Dated. 12.11.2013.
- 9) Representation of Sri G.Veerraju, Motors Vehicle Inspector(Retd), dated. 04.02.2014

ORDER:

The Anti Corruption Bureau has registered a case in Cr.No.2/RCA.ACB.VJA/2006 under section 13(1)(e) read with 13(2) of the Prevention of Corruption Act, 1988 against Sri G.Veerraju, Motors Vehicle Inspector (Retd) on the allegation that he is possession of assets disproportionately to the known sources of his income and investigated into the matter. In the G.O.2nd read above, orders were issued for attachment of properties against him.

2. In his letters 3rd read above, the Director General, Anti Corruption Bureau has submitted his final report stating that Sri G. Veerraju, Motors Vehicle Inspector (Retd) is in possession of assets disproportionate to the tune of Rs.35,82,927/- and proposed inter-alia for prosecution of the individual besides for initiation of departmental proceedings for violation of APCS (Conduct) Rules, 1964.

3. In the meanwhile, Sri G.Veerraju, Motors Vehicle Inspector (Retd) in his representation 4th read above, has requested the Government to consider his case sympathetically and drop further action against him.

4. Government after careful examination of the material, reports of the Anti Corruption Bureau and the representation of the Accused Officer with supporting material have decided to initiate departmental action against Sri G.Veerraju.

(PTO)

5. The Transport Commissioner in his Charge Memo 5th read above, initiated departmental action against Sri G.Veerraju on allegation of acquisition of disproportionate assets to the known sources of income etc. and the following charges were framed against him.

Charge.I

That Sri Gaddam Veerraju, MVI, having joined Government Service on 09-01-1984 as AMVI in Transport Department. He got promotion as MVI on 30-11-1989 and while functioning in the above capacities during the period from 09-01-1984 (date of entry into service) to 09-01-2006 (date of searches) committed grave misconduct inasmuch as he is alleged to have acquired assets disproportionate to his known sources by corrupt or dubious means to an extent of Rs.35,98,788-43 Ps.

During the aforesaid check period Sri G.Veerraju acquired assets worth of Rs.33,62,252-73 (as per the details furnished in imputation of charges) as against his total income of Rs.28,17,519/- (details mentioned in imputation) and thereby his excess expenditure of the Accused Officer Rs.2,36,534-70 and as against which Sri G.Veerraju acquired assets worth of Rs.35,98,788-43 disproportionate to the known sources of his legal income of which he could not satisfactorily account for.

Thus Sri G.Veerraju by his acquisition of assets disproportionate to his known sources of income has exhibited lack of integrity devotion to duty and conduct unbecoming of a Government servant and thereby contravened Rule 3 (1) (2) & (3) of APCS (Conduct) Rules, 1964."

Charge.II

That Sri G.Veerraju, MVI, during the period from 09-01-1984 to 09-01-2006 acquired immovable/movable assets and the deriving of income by him and his family members neither he obtained prior permission from the competent authority nor subsequently intimated to the competent authority about the acquisition/disposal of immovable properties and about the income derived by him and his family members as mentioned in imputations Charge-II, and he has exhibited lack of integrity, devotion to duty and conduct unbecoming of Government Servant and thereby contravened Rule 9 (1) & (2) of APCS (Conduct) Rules, 1964."

6. The Transport Commissioner in his proceedings 6th read above has appointed an Enquiry Officer. In the letter 7th read above , the Enquiry Officer submitted the Enquiry Report and in his report, in so far as the Charge.I is concerned held that Sri G.Veerraju, in possession of assets disproportionate to the tune of Rs.5,41,805 and Charge.II ,as proved.

7. After examining the matter, in the Memo 8th read above, a copy of the Enquiry report was communicated to the charged Officer for his representation.

8. In his representation 9th read above, Sri G.Veerraju, Motors Vehicle Inspector (Retd) has stated that, as per the instructions in vogue, 20% of allowance has to be given that because of the erroneous conclusions alone, the Enquiry Officer held that he possessed assets disproportionate to the known sources but in fact if the matter is evaluated in a proper perspective, there are no assets disproportionate to his sources and therefore requested to drop further action against him.

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9. In respect of Charge.II (acquisitions by his wife and children), he stated that, they are with independent income of his wife that the said acquisitions were not with his consent or intimation or with his earnings; that since his wife or his children did not inform him about those acquisitions he was not in a position to intimate or obtain permissions for the said properties on behalf of his wife or children and how ever his wife intimated the said transactions in her Income Tax returns which is also a notification to Government.

10. Government after examining the matter have observed that, as per the instructions of General Administration Department in Memo No.623/Spl.C/2008-2, dated.5.10.2008, 20% allowance of the income has to be given to the Charged Officer and therefore, to consider the representation of the Charged Officer to give 20% allowance of the income and after giving the said allowance, there is excess of income to a tune of Rs.3,49,668 and thus there is no disproportionate assets.

11. In respect of Charge. II, it has been observed that, as per the judgment in the case of Pitambar lal Goyal, Addl.District & sessions judge Vs. State of Hariyana (1999(1) SLJP & H 188) acquisition of property by wife in her name, where not paid for by the Govt. Servant not attracted by Conduct Rules, thus contention of the Charged Officer that the acquisitions by his wife and children, they are independent income of his wife; that the said acquisitions were not with his consent or intimation or with his earnings and how ever, his wife intimated the said transactions in her Income Tax returns which is also a notification to the Government and therefore consider his representation on this charge.

12. Government have decided to consider his representation on the two charges and to drop further action against him.

13. Accordingly, Government hereby drop further action against Sri G. Veerraju, Motors Vehicle Inspector(Retd) in the matter.

14. The Transport Commissioner, Andhra Pradesh, shall take further action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

B.SAM BOB
PRINCIPAL SECRETARY TO GOVERNMENT

To

Sri G.Veerraju, Motors Vehicle Inspector (Retd), through the Transport Commissioner, Andhra Pradesh, Hyderabad.

The Transport Commissioner, Andhra Pradesh, Hyderabad.

Copy to:

The Director General, Anti Corruption Bureau, Andhra Pradesh, Hyderabad.

The Secretary, Andhra Pradesh Vigilance Commission, Hyderabad.

SF/SC

//FORWARDED:: BY ORDER//

SECTION OFFICER